

Exhibit 3

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NYSCEF DOC. NO. 236

INDEX NO. 156016/2012

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SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK : PART 45

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HOME EQUITY MORTGAGE TRUST SERIES 2006-1, :
HOME EQUITY MORTGAGE TRUST SERIES 2006-3, :
and HOME EQUITY MORTGAGE TRUST SERIES :
2006-4, :
:

Plaintiffs,

Index No. 156016/2012.

-against-

INTERIM ORDER

DLJ MORTGAGE CAPITAL, INC., and SELECT
PORTFOLIO SERVICING, INC.,

Defendants.
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MELVIN L. SCHWEITZER, J.:

After review of plaintiffs' November 11, 2013 correspondence, the court agrees that plaintiffs' use of statistical sampling to prove liability and damages would streamline the trial, promote judicial economy, and conserve the resources of the parties and the court. Accordingly, it is hereby

ORDERED that plaintiffs may use a statistical sampling to prove liability and damages on all of their claims; and it is further

ORDERED that the parties shall meet and confer as to the sample to be used.

Dated: November 18, 2013

ENTER:


J.S.C.

MELVIN L. SCHWEITZER